



Docket No.: PF-0532-2 DIV
Response Under 37 C.F.R. 1.116 - Expedited Procedure
Examining Group 1644

Certificate of Mailing

Thereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Box AF, Commissioner for Patents, Washington, D.C. 20231 on December 17, 2002.

By:

Printed: Margaret M. Hasson

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE BOARD OF PATENT APPEALS AND INTERFERENCES

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In re Application of: Hillman et al.

Title: DELTA-1-PYRROLINE-5-CARBOXYLATE REDUCTASE HOMOLOG

Serial No.: 09/912,717

Filing Date: July 24, 2001

Examiner: Huynh, P.

Group Art Unit: 1644

Box AF

Commissioner for Patents
Washington, D.C. 20231

NOTICE OF APPEAL FROM THE EXAMINER TO
THE BOARD OF PATENT APPEALS AND INTERFERENCES

Sir:

Applicant(s) hereby appeal(s) to the Board of Patent Appeals and Interferences from the decision dated September 30, 2002, of the Examiner's rejection of Claim(s) 45-47, 49-50, 52 and 54-61.

Please charge the Appeal fee of **\$320.00** required under 37 CFR 1.17(b) to Deposit Account No. **09-0108**. The Commissioner is hereby authorized to charge any additional fees which may be required or credit any overpayments to Deposit Account No. **09-0108**.

Respectfully submitted,

INCYTE GENOMICS, INC.

Richard C. Ekstrom

Richard C. Ekstrom

Reg. No. 37,027

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Date: 17 December 2002

12/24/2002 TTRAN1 00000009 090108 09912717
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TRANSMITTAL FEE SHEET

Sir:

Transmitted herewith are the following for the above-identified application:

1. Return Receipt Postcard; and
2. Notice of Appeal (1 pg.).

The fee has been calculated as follows:

| | |
|--|-----------|
| <input checked="" type="checkbox"/> Fee for filing Notice of Appeal under 37 CFR 1.17(b): | \$ 320.00 |
| <input checked="" type="checkbox"/> Please charge Deposit Account No. 09-0108 the amount of: | \$ 320.00 |

The Commissioner is hereby authorized to charge any additional fees required under 37 CFR 1.16 and 1.17, or credit overpayment to Deposit Account No. 09-0108. A duplicate copy of this sheet is enclosed.

Respectfully submitted,

INCYTE GENOMICS, INC.

Richard C. Ekstrom

Richard C. Ekstrom

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